

Boyd, Jocelyn

188589

From: Terreni, Charles
Sent: Tuesday, October 02, 2007 11:44 AM
To: Boyd, Jocelyn
Subject: FW: Docket No. 2007-286-W/S - USSC Rate Case

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-----Original Message-----

From: Benjamin Mustian [<mailto:bmustian@willoughbyhoefer.com>]
Sent: Tuesday, October 02, 2007 11:40 AM Eastern Standard Time
To: Alvarez, Colanthia
Cc: John Hoefer; Nelson, Jeff; Terreni, Charles
Subject: Docket No. 2007-286-W/S - USSC Rate Case

Ms. Alvarez,

As you are aware, Utilities Services of South Carolina, Inc. ("USSC") filed with the Commission an application for a rate increase which has been assigned Docket No. 2007-286-W/S.

Over the past few weeks, the Company has received letters from customers in its various service areas concerning this application and, out of an abundance of caution, USSC has forwarded these letters to the Commission. In the majority of cases, the Commission listed these customers as "Protestants;" however, we recently noted on the Commission's Docket Management System that the Commission may have chosen to treat the letter filed by Mr. Joe Crump as a Petition to Intervene. The Commission's treatment of Mr. Crump's status in this proceeding is uncertain as the DMS identifies Mr. Crump as both an Intervenor and a Protestant).

USSC would note that Mr. Crump's letter does not meet the requirements of a Petition to Intervene. PSC Regulation 103-825 states that a Petition to Intervene must set forth:

- (a) The facts from which the nature of the petitioner's alleged right or interest can be determined;
- (b) The grounds of the proposed intervention; and
- (c) The position of the petitioner in the proceeding.

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The Company asserts that Mr. Crump's letter does not contain any of the required information and is, therefore, not properly considered a Petition to Intervene.

Given the uncertainty surrounding this matter, USSC respectfully requests guidance on whether the Commission intends to consider this letter as a Petition to Intervene or as a Protestant letter so that the Company may properly protect its interests by responding as it deems appropriate.

Thank you for your assistance and let me know if you have any questions.

Ben Mustian

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